

REMARKS

Applicants thank the Examiner for the thorough consideration given the present application. Claims 4, 8, and 10 - 13 are pending in the present application. By this response, claims 1 - 3, 5 - 7, and 9 are cancelled, claims 4 and 8 are amended, and claims 10 - 13 are added. Claim 10 is an independent claim.

35 U.S.C. § 103(a) Rejection – Fujinami and Yokota

Claims 1-3 and 5-6 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Japanese Patent Publication 2004085013 by Fujinami et al. (hereafter “Fujinami”) in view of Japanese Patent Publication 072655649 by Yokota et al. (hereafter “Yokota”). Claims 1 - 3 and 5 - 6 are cancelled, rendering this rejection moot.

35 U.S.C. § 103(a) Rejection – Fujinami and VonDobain

Claims 1-3 and 5-6 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Fujinami in view of German Patent Publication 32226502A by VonDobain (hereafter “VonDobain”). Claims 1 - 3 and 5 - 6 are cancelled, rendering this rejection moot.

35 U.S.C. §103 Rejection – Fujinami and Yokota or VonDobain

Claim 4 stands rejected under 35 U.S.C. §103(a) as being unpatentable over Fujinami in view of either Yokota or VonDobain. Insofar as it pertains to the presently pending claims, this rejection is respectfully traversed.

Applicants respectfully submit that claim 4 is allowable at least by virtue of its dependency from independent claim 10. Accordingly, reconsideration and withdrawal of this rejection is respectfully requested.

New Claims

Applicants respectfully submit that new claims 10-13 are allowable at least because none of the cited references teach or suggest controlling air flow inside the heat exchanger as required by independent claim 10 and all claims depending therefrom.

Conclusion

All of the stated grounds of rejection have been properly traversed, accommodated, or rendered moot. Applicants therefore respectfully request that the Examiner reconsider all presently outstanding rejections and that they be withdrawn. It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance.

If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone Naphtali Y. Matlis, Registration No. 61,592, at (703) 205-8000, in the Washington, D.C. area.

Prompt and favorable consideration of this Amendment is respectfully requested.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

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Respectfully submitted,

By 

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